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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/090,517
Applicant(s) : B. S. Resch et al.
Filed : March 4, 2002
Title : Stable Personal Care Compositions
Containing a Retinoid
TC/A.U. : 1617
Examiner : Shengjun Wang
Conf. No. : 6459
Docket No. : 8866
Customer No. : 27752

APPEAL BRIEF

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir,

This Appeal Brief is submitted in support of the Notice of Appeal transmitted to the PTO via facsimile on January 18, 2005, which set a two-month period for response.

REAL PARTY IN INTEREST

The real party in interest is The Procter & Gamble Company of Cincinnati, Ohio.

RELATED APPEALS AND INTERFERENCES

There are no known related appeals, interferences, or judicial proceedings.

STATUS OF CLAIMS

Claims 1-26 are pending in the present application. Claims 13 and 25 have been withdrawn. Claims 1-12, 14-14 and 26 are appealed. A complete copy of the appealed claims is set forth in the Claims Appendix.

STATUS OF AMENDMENTS

No amendment was filed.

SUMMARY OF CLAIMED SUBJECT MATTER

The present invention relates to a topical personal care composition having improved stability of a retinoid, comprising a retinoid; a preservative selected from the